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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 San Francisco Division

11 KORVEL SUTTON and RODERICK  
12 WILLIAMS,

No. C 11-03911 LB

13 Plaintiffs,

**SECOND ORDER REGARDING  
FURTHER SETTLEMENT  
CONFERENCE**

14 v.

15 APPLE COMPUTERS ITUNES, RAMS  
16 HORN BV, DONALD B. MACMILLAN, and  
JIM CALLON,

17 Defendants.

18 At the May 24, 2012 case management conference, the court and the parties discussed the case's  
19 settlement posture, including what has settled, what is pending settlement, and what has not settled.  
20 5/24/2012 Minute Order, ECF No. 108. The parties also suggested that a further settlement  
21 conference would be helpful, particularly with regard to Mr. Callon (now representing himself) and  
22 Mr. Williams, who is in custody and needs to participate by telephone. The next day, the court  
23 issued an order setting forth, in chart form, its understanding of the then-current settlement posture.  
24 5/25/2012 Order, ECF No. 109. The court also directed the parties to contact Judge Spero's  
25 chambers to arrange for a further settlement conference. *Id.*

26 The parties participated in a telephonic settlement conference with Judge Spero on June 27,  
27 2012, and a further one has been scheduled for July 25, 2012. Amended 6/27/2012 Minute Order,  
28 ECF No. 115; Order Setting Further Settlement Conference, ECF No. 116; Clerk's Notice, ECF No.

121. Not long thereafter, plaintiffs Mr. Sutton and Mr. Williams and defendants Rams Horn BV and Mr. Weyprecht stipulated to dismiss their claims and counter-claims against each other. Stipulation of Dismissal (Plaintiffs' Claims), ECF No. 119; Stipulation of Dismissal (Rams Horn's and Weyprecht's Claims), ECF No. 120.

In light of these developments, the court finds it worthwhile to set forth in the chart below its understanding of the current settlement posture:

	Sutton's Claims (FAC, ECF No. 81)	Williams's Claims (FAC, ECF No. 81)	Rams Horn's Claims (Cross- and Counter-Complaint, ECF No. 89)
Sutton	NA	NA	settled; stip of dismissal (ECF No. 120)
Williams	NA	NA	settled; stip of dismissal (ECF No. 120)
Apple	settled; stip of dismissal (ECF No. 107)	settled; stip of dismissal (ECF No. 107)	NA
RamsHorn	settled; stip of dismissal (ECF No. 119)	settled; stip of dismissal (ECF No. 119)	NA
Siegfried Weyprecht	settled; stip of dismissal (ECF No. 119)	settled; stip of dismissal (ECF No. 119)	NA
Macola Records (MacMillan's company)	not served?	not served?	NA
MacMillan	settled	settled	answered (ECF No. 96)
Electro Eternal (Callon's company)	not served?	not served?	NA
Callon	answered initial complaint but not FAC	answered initial complaint but not FAC	NA

Thus, it appears that Plaintiffs' claims against Mr. Callon, and Rams Horn BV's claims against Mr. Macmillan are the only ones still live. If this is incorrect, the court instructs remaining counsel in the case to meet and confer and to e-file a chart (preferably on one page) with the correct status of the case by July 23, 2012.

**IT IS SO ORDERED.**

Dated: July 17, 2012



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LAUREL BEELER  
United States Magistrate Judge

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